American College at Rome.

CITY CHAMBERLAIN RESIGNS

City Chamberlain James J. Martin sen

this letter yesterday to Mayor-elect

"I hereby resign as Chamberlain of the

city of New York, to take effect when you appoint my successor and he enters the performance of his duties."

Judge Gaynor cannot of course accep

Judge Gaynor cannot of course accept the resignation, if it is one, or appoint a successor until January 1. The reason Mr. Martin gives for sending the resignation to a private citizen is that he wanted to facilitate the work of releasing his bondsmen and of arranging for the bonding of his successor. Mr. Martin is anxious to be relieved of his responsibilities on the last day of the year. As City Chamberlain he is bonded for \$325,000, and it is a work of two or three weeks for the bonding companies to make the audit which leads to the cancelling of the bonds. Similarly it takes some time for the execution of the bonds of his successor.

WINNERS OFF FOR A REST.

Steers Going to Europe.

the Borough of Brooklyn, will sail for

hat he will recognize both parties in

his appointments.

Comptroller-elect Prendergast starts to-day for a two weeks trip in the South to tone up after his labors in the campaign.

Mayor-elect Gaynor went yesterday

umbrella, a time worn valise and a brand new suit case. He left his home, 20

Eighth avenue, Brooklyn, at 3 o'clock

station on Flatbush avenue. Frank J. Scanlon, who acted as a sort of buffer during the campaign, went as far as the station with him.

Earlier in the day Judge Gaynor fused to say anything for publication

TO STUDY PELLAGRA.

urgeon-General Wyman Appoints a Cor

WASHINGTON, Nov. 4.-After a confer nce with Dr. Walter Wyman, Surgeon General of the United States Marine Hos-

pital Service, acting Secretary of the Treasury Hilles to-day announced the

appointment of the following commission

FOR NEW CUSTOMS COURT.

E. T. Sanford and James A. Fewier Con-

sidered for Places on It.

known to be under consideration for ap-

pointment as members of the new Court of

Customs Appeals. They are Edward T.

Sanford, former Assistant Attorney-Gen-

eral, and James A. Fowler, who is now

RWASHINGTON, Nov. 4.—Commander Robert L. Russell, U. S. N., inspector in

charge of the Fifth Lighthouse district

with headquarters at Baltimore, was

Movements of Naval Vessels.

Washington, Nov. 4.- The cruise:

Tacoma'has arrived at the target grounds

Army and Navy Orders.

e Salem. Commander J. J. Knapp, from the New Orleans home and wait orders. Commander R. Welles, from the New Hamp-

nome and wait orders.
Commander R. Welles, from the New Hampire to the New Orleans.
Commander Albert L. Kay, from command of
a Salem to the Atlantic fleet as chief of staff.
Commander F. C. Bowers, from Ossining, N. Y.,
d continue other duties.
Lieut. A. W. Pressey, to recruiting station.

WASHINGTON, Nov. 4.-Two names are

and walked to the Long Island Railroa

Alfred E. Steers, President-elect

Gaynor:

So Far as a Man Can by Notifying

Ladies Who Help Picket-Thug Protested After Act of Violence, but D8 Women Arrested-Violence Denied.

By this morning's mail Police Com ner Baker will receive a letter hich if he reads it carefully will inform in that he has a fight on his hands that comises to be of surprising liveliness istency. It is the outcome of leged crimes of commission and omis-on by the police, including the Commiser himself, who has omitted to take tice of offences committed by uniforme ad non-uniformed members of his force.

The case grows out of the lockout 200 girls employed by the Triangle rtwaist Company, whose factory is Washington place near Washington These locked out girls were ded in picket duty by a number of ing women who concern themselves th the condition of women's labor this city, and these women have had arious experiences with the police, cluding in the case of two of them

Last week a letter was sent to Com the complaint of Miss Helen Marot, etary of the Trade Union League organization of women which among things looks after factory and uty in the neighborhood of Washington when she was spoken to by a in clothes man. She charges that the lain clothes officer said to her:

you'll find yourselves in jail." Miss Marot went to Police Headquarter nd complained to Commissioner Baker This complaint was promptly followed by a formal letter of complaint signed James P. Boyle, secretary of the Central Labor Union of Brooklyn; Theo dore Billingheimer and John P. Coughhy the Central Labor Union, and Miss farot as secretary of the Women's Trade Union League. The matter was referred by the Commissioner to Police Inspector Daly, who gave the complainants a hearing on Wednesday, October 27. Noth-ing came of that hearing, hence yestercond letter of complaint. However, in the course of the hearing, when language used by the officer to Miss was specifically complained of

present: "Well, 'soum' might be a nice word How do I know what it means?"

to the inspector, he replied, according to the testimony of all the complainants

Also, according to the complainants quoted to the inspector decisions by Mr. Justice Blanchard that "the right maintain pickets is well established wided, however, that such picketing not accomplished by acts expressive lying threats, intimidation, coercion e." To this the inspector is stated have replied that nevertheless he would uphold his plain clothes men in all the arrests they made of working girls or

bit of good certainly you may use my name." Miss Cole replied. After a pause she added. "You may also say that I am a Socialist if you want to."

Miss Cole is not at all what you may think a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like a look like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist look like unless you happen to think that a Socialist looks like unless you happen to think that a Socialist look like unless you happen to think that a Socialist look like unless you happen to think that a Socialist look like unless you happen to think that a Socialist look like unless you happen to think that a Socialist look like unless you ha

A policeman who heard them strolled across the street and whispered to Span-ish, who walked away unmolested. These are some of the things we hope to induce Commissioner Baker to listen to." R. R. CLERKS WANT TO STRIKE.

a tall, lithe, blond young woman with big fearless blue eyes and who dresses very prettily.

"We have had some amazing experiences with the police,"said Miss Cole, and I am very glad to tell some of them to THE SUN, because in that way perhaps we can secure a hearing in which we will not be snubbed as Miss Marot was.

"About six weeks ago 150 of the girls in the shop organized into a union and they were informed that there would be no more work for four weeks. The next morning they saw an advertisement for girls to take their places. It was a plain case of lockout, and that is what roused my special sympathy in the case. Not a girl who has been on picket duty has been violent or threatening at any time. We have all warned them not to be. Yet ninety-sight of those girls have been arrested and only eighteen of them discharged without punishment. Magistrates Cornell and Steinert, sitting in the Jefferson Market court, have been most severe, beginning with fines of 50 cents, and running those up in cases of repeated charges to as high as \$10 fine. That soon exhausted the fund the girls had, but they are now receiving assistance from locals of electricians, carpenters and soon exhausted the fund the girls had, but they are now receiving assistance from locals of electricians, carpenters and

from locals of electricians, carpenters and others.

"We also are helping them. I and some other women interested in such matters have gone down there in the evening and done picket work.— At first we had to deal only with uniformed officers. Generally they were polite and neither rough with the girls nor with us, nor abusive. Then the firm appealed to Commissioner Baker for plain clothes men and our troubles began. The plain clothes men used rough and abusive language. which in many cases frightened the girls, or that did not succeed they were jostled off the sidewalk. Then if the girls persisted they were arrested.

If it were not such a real tragedy, this abuse of their power by the police, some of our experiences would read like a contedy. One of the league's volunteers was Miss Marjorts Johnson. She was down there doing picket work when an officer ordered her away, but she persisted and was arrested. On their way to the night court the officer said to Miss Johnson:

"What are you educated women troub-

is the night court the officer said to Miss Johnson:

What are you educated women troubling tyourself with this affair for anyway?
Miss Johnson replied: 'If some people were better educated; they would understand.' The officer cogitated over that for a time and then said: 'You mean that I am not an educated policeman?' Miss Johnson replied court in the said in not an educated policeman?' Miss Johnson replied court in the said in not an educated policeman?' Miss Johnson said, 'Well,' and then she didn't say anything more. In the police court, however, the officer not only charged her with disorderly conduct but with calling him an ignorant policeman. Magistrate Cornell fined her \$10, although our lawyers were in court and read him decisions of higher courts that peaceful picketing was not illegal. That case we have appealed.

Miss Mary E. Dreier (she is of an old Brockyn Heights family) had one of these experiences which is making us determined to compel Commissioner lake to take proper notice of the conduct has dominated the college found on them as apartment houses, and for that reason, according to Mr. Furst, the presence of an old sappeared. Some friends who happened to be nearly by the Morning side Realty Company, which gave them to the home of one of them to the home of one of them the west winter rather than man also for the faculty members who were unable to pay the remove the decisions of higher courts that peaceful picketing was not illegal. That case we have appealed.

Miss Mary E. Dreier (she is of an old Brockyn Heights family) had one of these experiences which is making us deformined to compel Commissioner lake to take proper notice of the conduct has a partner thouses, and for that reason, according to Mr. Furst, the presence of an old sappeared. The partner is a superficial examination he failed to find that the boy had savalled to make the older and all the presence of an older the proper of the presence of an older the proper of the presence of the conduct and the proper of the presence of the

ORVILLE WRIGHT RETURNS

HUNT FOR PLACES TO HOLD AVIATION MEETS BEGINS. Rev. Bernard J. Mahoney, for five years an assistant pastor of St. Peter's Church

in this city, as spiritual director of the The Inventor Confident That Michelia North American College at Rome, Italy ern Cities Eager to Hold Contests -Miss Wright Has Some Views.

Don't

with heavy furniture.

Your chairs with

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slightest injury to floor or rugs. Buy FELTOID equipment for your old—and demand it

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The Burns & Bassick Co.,

Bridgeport, Coan

orotection?' The officer replied, 'How do I know you are not a dirty liar?' "Yesterday morning a plain clothes officer ordered one of the girls who had

plaint. Before the officer started off with the girl and the picket some one near by said to the girl, 'She threatened to kill you.' The officer took that person along too, but the person refused to testify. "The girl, however, evidently acting upon the suggestion and nearly hyster-ical, swore as to the picket: 'She threat-ened to strike me. She threatened to

split my head open. That was too much for the Magistrate.

He looked at the picket, a gentle and refined looking woman, laughed and dismissed the case."

New Haven Union Heads Have to Order

Them Peremptorily to Stay at Work.

BOSTON, Nov. 4.-Conférences were

esumed in New Haven to-day between

the system committee of the Brotherhood of Railroad Clerks and the management

of the New York, New Haven and Hart-

COLUMBIA'S ' REAL ESTATE.

Renting Apartments Because They Pay

Better Than Dormitories.

Despite the fact that Teachers College,

Columbia University, turned away fifty

applicants for accommodations in the

Whittier Hall dormitories this fall Clyde

V. Furst, secretary of the college, admitted yesterday that in Emerson and

Lowell halls, which are parts of the Whit-tier Hall building and owned by the uni-

versity, many persons have apartments

although they are in no way connected

with Teachers College or Columbia.

ford Railroad.

on your new furniture.

Equip it with

Blaze

a Trail

Orville Wright and his sister, Miss Katherine Wright, were among the passengers on the steamship Adriatic, which docked yesterday morning. They were met at the pier by Wilbur Wright, Cort-landt Field Bishop of the Aero Club of America and W. J. Hammer.

Mr. Wright has been in Europe since August 10, in which time he has made approximately 100 flights. On one of his trips he took as passenger the German Crown Prince for an eight minute flight at Potsdam. Mr. Wright described the Kaiser's son as a good sportsman and eventy or eighty feet he was eager to go ligher. While in Germany Mr. Wright instructed Capt. Engelhart, a retired naval officer, in the use of the aeroplane Capt. Engelhart will act as instructor for the German firm that is manufactur

erred with the Wrights about making an entry for the Michelin trophy, for which Henry Farman made a flight of four ours 53 seconds, covering a distance of 140 miles. The trophy, which carries with it a cash prize of \$1,000, was won by Wilbur Wright last year in a flight of 78.5 miles in France. It is probable that one of the brothers will try for the trophy. Wilbur Wright said that in order to win it an aviator will have to remain in the air from dawn to dusk He thinks Farman's record will be ex-

He thinks Farman's record will be exceeded several times before it is won. The rules stipulate that the machine making the longest flight in a circuit without touching the ground shall be declared the winner.

It is certain that Glenn H. Curtiss will make an entry and will build a special machine for the event. Belmont Park has been placed at the disposal of the Aero Club of America for the event and in all probability will be selected. It is the purpose to hold the contest in the last week in December, as the award will go to the aviator making the longest flight in the year. refined looking woman, laughed and dismissed the case."

"Have you been arrested, Miss Cole?" the reporter asked.

"No, I have not been, but I would endure arrest; I would go to prison if necessary to bring about a reform in this manner of police treatment in such a case as this. Last night, it was after dark, I was on picket duty there and I had one of the locked out girls on either side of me. A uniformed officer came up, raised his hat and said: 'Not three abreast, please, it's against the law.' I said: 'Very well, officer.' and we walked along single file until we met some of the girls we wanted to talk with. I told my companions to speak to the girls, but the officer's head was right over my shoulder and they were afraid. One of them did whisper: 'Say, girls,' but it did not attract their attention, so I said distinctly: 'Girls, may I speak to you a moment?'

"Hold on, there,' said the officer. with his head over my shoulder. 'none Europe next Wednesday and will be accompanied by Naval Officer F. J. H.

Mr. Steers made a hustling canvass, and feels in need of the ocean trip. He will return early in December, and until then will not discuss anything about the distribution of the rich patronage of his office. Mr. Steers is a Democrat, but ran on the fusion ticket, and it is expected flight in the year.

It is also hoped that either Wilbur or Orville Wright may compete in the aviation tournament of 1910 to be held in this country. Wilbur Wright is quoted in the country.

in this country. Wilbur Wright is quoted as saying now that the cup is here it will remain.

Although neither of the Wrights championed this country at the meet in Reims, where the cup was won, it is believed that one or both of them will defend it next year.

but it did not attract their solutions of I said distinctly: 'Girls, may I speak to you a moment?'

"'Hold on, there,' said the officer, with his head over my shoulder, 'none of that, you know.' Oh, I'm not doing anything unlawful,' I replied. 'I am not attempting to influence these girls by acts expressing or implying threats, intimidation, coercion or force.' That is Mr. Justice Blanchard's language, you know, and it must have had a sort of court room sound to the officer, for he backed off a little, muttering: 'Well, you know now, none of that, young lady.'

A bid was received yesterday from Denver for the international balloon races, but Mr. Bishop said the high altitude might make a very great difference, and he would have to consult aeronaute about this point. While St. Louis offers desirable grounds for the balloon comabout this point. While St. Louis offers desirable grounds for the balloon competition Mr. Bishop said he preferred to go further West, as it would increase the territory.

territory.

The plan is to have the two events within a week of each other, as the foreign entrants would not make two trips to this country.

Miss Katherine Wright broke silence for

members of the Women's Trade Union
League doing picket duty in the Triangle
fockout case.

That was all that came of the hearing.
That was all that came of the hearing.
Which was closed upon the suggestion of Miss Marot that she felt that she was staking up the inspector's valuable time without profit. Yesterday's second letter to Commissioner Baker resulted.
Thus much a Sun reporter learned when he also learned from some of the girls on picket duty of the activities of a young moin in their behalf whom they all referred to as "the brave lady." This proved to be Miss Elsie Cole, a graduate of Vassar and a member of the Woman's Trade Union League. When the reporter found Miss Cole he asked her if she was willing to be quoted by name in telling the story of her own and other pickets of a good certainly you may use my name," Miss Cole replied. After a pause in the color of the woman's a man mamed Joe Zeinfield, one of the locked out workers, was set upon on Monday shans in that is a man little old fash.

"It may be that I am a little oid fash-ioned," she said, "but I don't like to see a woman driving her own car. It at-tracts streeting." tracts attention."

Miss Wright was told that it had been said that she had designed a costume for

said that she had designed a costume for women aviators.

"No, I have not fashioned a costume," she said, "nor am I organizing an aviation club for women. When I made a flight with my brother Wilbur I wore ordinary clothes. I only made one flight, and that gave me much publicity that was unpleasant. When aeroplaning becomes so common that it won't attract attention it will be all right for women to take it up as a pastime, but I have really given the subject no thought."

"What do you think of the militant suffragette?" she was asked.
"I have taken no interest in suffrage and most assuredly have no desire to vote. I believe in woman keeping her position, that of a woman."

CALLAHAN TELLS A STORY. Boy Who Caused Chauffer 's Arrest Says

Word was received by the officers of the Word was received by the officers of the Boston lodges to hold off on any strike action until a definite order to quit was received from the committee now in session at New Haven.

It was frankly admitted by officers of the unions to-day that great difficulty was experienced in preventing the clerks at some points on the road from going out to-day. These clerks were inclined to the belief that a speedier result would be secured by the men quitting at once. Emphatic orders from the system committee prevented the contemplated action. Three Chauffeurs As : ited Him. George Callahan, the teen-year-old boy of 434 West Twenty-third street who clung to the back of a taxicab which killed a girl on the evening of October 1 and turned the chauffeur over to the police, told a story last night of an at-tempt to get even with him for what he

had done. An ambulance surgeon from New York Hospital received a call from a flat building in West Twenty-fourth street at 10 o'clock and when he went there he found the Callahan boy apparently on the verge of convulsions. Dr. Latham, the surgeon, applied a stomach pump, and as

soon as the boy was able to talk the phy-

with headquarters at Baltimore, was sworn in to-day as Judge Advocate General of the Navy, succeeding Lieutenant-Commander Edward H. Campbell, who will be assigned to duty as navigating officer of the battleship North Dakota. He was appointed as Judge Advocate General of the Navy in 1907 by Victor H. Metcalf, then Secretary of the Navy. sician questioned him. Callahan said that he was standing at Twenty-third street and Eighth avenue at 9:45 o'clock when a taxicab drev jumped out and made for him. Two off Cape Cruz, Cuba; the tug Navajo at San Diego and the collier Nanshan at Cavite. up to the curb and three chauffeurs jumped out and made for him. Two his mouth some liquid that burned his throat. After that they jumped into a

WARHINGTON, Nov. 4.—These army orders were issued to-day:
Capt. Edward H. Jones, Jr., from Eleventh to Eighth Infantry.
Capt. Samuel T. Angell, from Eighth to Eleventh Infantry.
First Lieut. John A. Brockman, from Seventeenth to Twenty-sixth Infantry.
First Lieut. Clifton M. Butler, from Twenty-sixth to Seventeenth Infantry.
Second Lieut. Virginius E. Clark, to Ninth Company Coast Artillery.
Second Lieut. Thomas I. Steers, to Forty-first Company Coast Artillery.

HONOR FOR FATHER MAHONEY. PURSER'S CASH BOX LOOTED

nted Spiritual Director of the North \$8,000 STOLEN FROM SAFE ON TROY, Nov. 4 .- The appointment of the THE PRINZ JOACHIM.

> While Purser Hoefel Was Studying the side Job-Room Steward Is Missing. During the excitement that attends

North American College at Rome, Italy, was announced to-day by Bishop Burke of Albany. This is a high honor for Father Mahoney and no doubt in recognition of his splendid work at the Rome College, from which he was graduated after five years of hard work. The appointment came from Bishop Kennedy, rector of the North American College, and has been ratifled by the Pope.

The appointee succeeds Bishop Farrelly of Cleveland, one of the most eminent men in the Catholic faith in America. Father Mahoney was born in Albany. Most of his youth was passed in Rensselaer, where he received his preparatory education at St. John's Academy. He is a graduate of Mount St. Mary's College at Emmitsburg, Md. ship purser cannot be every place, but there's one purser, August Hoefel of the vice of the Hamburg-American Line, who now regrets that he left his room for about six hours on election day. During the purser's absence somebody entered his currency from the ship's safe.

The Prinz Joachim, in from Jamaica

and South American ports of call, was warped into Pier 1, North River, during or so (somebody at the Hamburg-American offices said last evening that it was \$8,965, to be exact) was in American money that had been received from passe in exchange for English and South American money during the last trip. The cur-rency was placed in a box at Jamaica and locked in the purser's safe.

When things had quieted down a bit after passengers and a fruit cargo had been put ashore at Pier 1 Purser Hoefel decided to come ashore and see how elecin the evening he returned to the ship for dinner and to get some ready cash to go to a theatre.

The door of his room, which is on the main deck forward, was locked, as it should be, when he returned. As he grabbed the knob of the ship's big safe, grabbed the knob of the ship's big safe, however, to work the combination he was surprised to find that although the safe was closed the door of it was unlocked. Purser Hoefel momentarily was ressured when he found that the inner door of the safe leading to the strong box was locked, but his heart fell again when he unlocked this inner door and found that the strong box had been rifled of more than \$8,000 cash, all it contained.

The purser told Capt, you leitness of

The purser told Capt, von Leitner of the robbery immediately. By this time the vessel was ready to proceed to the Hamburg-American pier at the foot of West Twenty-sixth street, where she is to remain until her sailing time to-morrow. Capt. von Leitner and Capt. Yake, superintendent of the West Twenty-sixth street pier, notified the West Twentieth street station, and beginning early yesterday morning the ship and her crew received a lot of attention from Detectives Leeson, Daikman and Moody of Headquarters, who are looking for the thief.

of Headquarters, who are rooming for the thief.

Just a few minutes after the purser discovered that the money had been stolen some of the ship's investigators ran across in a room just adjoining the purser's office a coat and hat belonging to one of the steward's assistants. In a side pocket of the coat was found a bunch of keys, among which were keys to the door of the purser's room and keys to the inner door of the safe.

Officials of the line said last night that it soon was learned, furthermore, that the purser's room steward, Max Runge, was missing from the ship and has not yet returned.

Runge has made two trips on the Prinz

was missing from the ship and has not yet returned.

Runge has made two trips on the Prinz Joachim. He is from Hamburg and has been in the employ of the line for some time. Only recently he was transferred from one of the line's transatlantic boats to the Prinz Joachim. Men from the Hamburg-American offices and the police tried to find Runge all day yesterday, but so far they have met with no success. Runge assisted Purser Hoefel to place the money in the safe.

Whoever got away with the money had an easy time of it. No explosives or jimmles were necessary, evidently, to get at the box of money, as there are no marks of any kind on either the door to the purser's room or on the outer

necessary to arrest the progress of the disease pellagra now prevalent in the South:

Passed Assistant Surgeon John S. Anderson, director of the hygienic laboratory, chairman; Surgeon M. J. Rosenau of the Marine Hospital Service, Dr. Reed Hurst, chief of the division of pharmacology hygienic laboratory; Passed Assistant Surgeon Charles H. Lavinder, secretary of the commission; Dr. William A. White, superintendent of the Covernment of the Surgeon Charles H. Lavinder, secretary of the commission; Dr. William A. White, superintendent of the Covernment of the Covernme no progress toward making an arrest had been made up to the time of closing the offices.

Lavinder, secretary of the commission; Dr. William A. White, superintendent of the Government hospital for the insane; Dr. Nicholas Achuccaro, specialist in nervous pathology Government hospital for the insane, and Passed Assistant Surgeon J. D. Long. ELEVENTH AVENUE TRACKS. D-Cady Herrick Referee-City Says Rallroad is a Trespasser.

By consent of both sides D-Cady Herrick has been appointed referee in the suit of the New York Central Railroad Company for an injunction pendente lite restraining the city of New York from removing the tracks from Eleventh avenue and other streets. Assistant Corporation Counsel Burr put in yesterday eral, and James A. Fowler, who is now connected with the Department of Justice. The President became familiar with their work through their official relation to customs cases to which the Government was a party in which they appeared professionally.

Congress authorized the court, but failed to appropriate the necessary money to pay salaries. The President will probably make the appointments soon after Congress meets and will rely on the law-makers to appropriate the money for the court's expenses in the first deficiency appropriation passed at the next session. the city's answer to the complaint. The first special defence is that the city and its predecessors in interest never had authority to confer franchise rights in perpetuity upon the railroad and that the alleged grant and consent of the city in perpetuity "was and is an attempt to violate the trust imposed by the people of the State upon the defendant (the city) and its predecessors in interest to hold inviolate the streets and avenues of the city for the use and benefit of the people of the State and that the grant of the people of the State to the railroad had a duration New Judge Advocate General of the Navy

of fifty years, and no more." As a second special defence the city As a second special defence the city sets forth that the railroad's use and occupancy of the streets in question and the operation of the railroad through the streets has been the cause of a great number of fatalities to persons lawfully moving in or on or about the streets in question: has resulted in great damage to private property and delayed the growth of the city, and that the tracks are a public nuisance.

nuisance.

The city also alleges that since the railroad company's franchise to use the streets
in question expired in 189° and the company neglected to apply for an extension
or a new franchise the right to use the
streets under the old permit has expired.
The railroad company is described as a
trespasser since 1896.

AGAIN BALKED AT THE KILLS. More Trouble in Trying to Get Jersey

Water Piped to Staten Island. The Bayonne Council yesterday adopted

resolution not to permit the New York and New Jersey Water Company to use the city land at the foot of Ingham avenue for the purpose of connecting its pipe line with a proposed line beneath the Kill van Kull to Staten Island.

Capt. R. T. Hall, from Newport News to Salining. N. Y. McAlpine, from Norfolk yard to (ewport News.)

Description of Richmond, but is opposed by New Jersey officials. A State law, City Attorney E. W. Demarest of Bayonne said yesterday, prohibits the land being used for any but city purposes. Commander K. McAlpine, from Norfolk yard to Newport News.
Commander G. R. Evans, from Board of Inspection and Survey, Washington, to command the Salem.
Commander I. I. Farra from the Command of Inspection and Survey.

pany will now endeavor to make a con nection at some other point along the Kill

SPECIAL NOTICES. WHEN YOU PUT ON STOCKINGS

NOBLEMAN BY PURCHASE. Father-in-Law of "Comte d'Olione, "Also

Jonas F. Durlacher, father of Adah d'Ollone, whose husband is just a Frenchnan instead of the Comte d'Oilone and he was when she was married to him last Monday, must answer two charges of larceny that have been preferred against Tombs court. Durlacher is out on bail. The examination will be held on Novem-

hant of 475 Broadway, made affidavit that Durlacher, who is employed by the Associated Trades Credit Exchange at

that Durlacher, who is employed by the Associated Trades Credit Exchange at 621 Broadway, came to his office on October 11 and showed a bill of sale for \$888 worth of millinery that he said had been sold to the Bellas Hess Company. Schmidt said that he discounted the bill, giving Durlacher \$500. An affidavit by Frederick Pleasants of the Bellas Hess Company said that no such sale was made. Schmidt therefore charged Durlacher with the larceny of the \$500.

The second complaint, made by Central Office Detective Tycho, upon information furnished by Louis W. Fugazy of 49 East Ninth street, alleged that Durlacher obtained \$245 from Fugazy by unlawful means. The examination was about to proceed when Magistrate Kernochan ended the hearing, remarking that the case looked to him something like a fishing excursion. He set the hearing for November 18 at 2 o'clock in the afternoon.

Durlacher said he was 52 years old and lived at 12 Jumel Terrace. That address is also the home of Mrs. d'Ollone, who was wedded after a somewhat intense courtship to a man who said he was a French nobleman. Paris despatches were published yesterday saying that the man was an impostor. The bridal couple was called back from Atlantic City by Durlacher and the bridegroom admitted to his wife that he was a nobleman by purchase, but not by birth. He said that he met a man in France several years ago who had an assortment of titles for sale and out of the lot he took a fancy to "Comte d'Ollone" and "Marquis de Fauconcourt" and pald good money for them.

"But," he added, "I guess he sold me "But," he added, "I guess he sold me

Fauconcourt" and paid good money for them.

"But," he added, "I guess he sold me what the Americans call the 'brique d'or'—the brickbât of gold—no?"

The false nobleman is out of the city and Mrs. d'Ollone says he will not return until she sends for him.

Ferdinand N. Durlächer, uncle of the bride and president of the Florence Hat Company of 661 Broadway, against which a petition in bankruptcy was filed on October 21, has asked that the petition be dismissed and has demanded a jury trial of the case. In his answer to the petition he denies that its officers or agents conveyed, transferred, concealed and removed its property in any form for the benefit of officers or agents.

STATEN ISLANDERS KICK Because One of Their Big Ferryboats Has

The ferryboat Nassau, which has been running as one of the municipal boats Marquis de Fauconcourt, as he told her hall street, Manhattan, was shifted yes terday afternoon from that service to the municipal ferry between Thirty-ninth him before Magistrate Kernochan in the At the same time the old ferryboat New York, formerly of the Broadway, Williams-burg, ferry line, which had been running shifted to the Stapleton route.

on the main deck only. The New York took sixty-five minutes to make one trip last might, which is almost twice as much time as the Nassau took. During the hour and five minutes the boat was on the bay the passengers were drowded into the small and stuffy cabins worse than they ever were during the days of private ownership of the St. George ferry.

In Stapleton last night there was considerable talk of politics entering into the shift, as it was the Stapleton section of Staten Island that dumped the Democratic ticket in Richmond on Tuesday.

W self, her family and posterity to be beautiful-well charm of beauty to the face

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was the He willest

UNTRIMMED HATS

on the Thirty-ninth street route, was The New York cannot carry anything can, and teamsters who usually use the Stap eton fer y had to go by the St. George ferry last night. The passengers who usually fill the Nassau were rowded on board the New York, which has cabins on the main deck only. The New York

Y/OMAN owes it to herkept teeth lend an added

cleanses, preserves and beautihes the teeth, prevents tooth decay and imparts purity and fragrance to the breath.